

**Notice of Allowability**

Application No.

10/059,951

Examiner

Huy D. Nguyen

Applicant(s)

CRANDALL ET AL.

Art Unit

2681

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 6/15/2005.
2. ☒ The allowed claim(s) is/are 1,3-6,8-11,13-16 and 18-20.
3. ☒ The drawings filed on 16 November 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |   |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)           |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                   |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance  |
|   | 9. <input type="checkbox"/> Other _____   |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John C. Moran on 8/11/2005.

The application has been amended as follows:

Claim 3, line 1: after "method of claim", "2" has been deleted; -- 1 -- has been inserted thereto.

Claim 4, line 1: after "method of claim", "2" has been deleted; -- 1 -- has been inserted thereto.

Claim 8, line 1: after "method of claim", "7" has been deleted; -- 6 -- has been inserted thereto.

Claim 9, line 1: after "method of claim", "7" has been deleted; -- 6 -- has been inserted thereto.

Claim 13, line 1: after "method of claim", "12" has been deleted; -- 11 -- has been inserted thereto.

Claim 14, line 1: after "method of claim", "12" has been deleted; -- 11 -- has been inserted thereto.

Claim 18, line 1: after "method of claim", "17" has been deleted; -- 16 -- has been inserted thereto.

Art Unit: 2681

Claim 19, line 1: after "method of claim", "17" has been deleted; -- 16 -- has been inserted thereto.

2. The following is an examiner's statement of reasons for allowance:

Regarding claims 1, 6, 11, and 16, the closest prior arts, Caci (U.S. Patent No. 6,154,658) and Zellner et al. (U.S. Patent No. 6,807,564), either singularly or in combination, fail to teach originating always a direct communication path for the emergency telephone via an cellular radio interface and a cellular network to the public safety answering point whereby the emergency telephone calls are always communicated via the cellular radio interface and the cellular network to the public safety answering point; and detecting a termination of the emergency telephone call by the IP softphone; and re-communicating non-emergency telephone calls via the wide area network by the IP softphone whereby non-emergency telephone calls are always communicated via the wide area network, in combination with all of other limitations in the claims.

Claims 3-5 depend on claim 1. Therefore, they are allowable.

Claims 8-10 depend on claim 6. Therefore, they are allowable.

Claims 13-15 depend on claim 11. Therefore, they are allowable.

Claims 18-20 depend on claim 16. Therefore, they are allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Art Unit: 2681

***Contact Information***

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Huy D. Nguyen whose telephone number is 571-272-7845. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph H. Feild can be reached on 571-272-4090. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

*HN*  
Huy Nguyen

**JEAN GELIN  
PRIMARY EXAMINER**

*Jean Almond Gelin*